

3739



I certify that on 12/7/02, which is the date I am signing this certificate, this correspondence and all attachments mentioned are being deposited in the United States Postal Service as first class in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Craig A. Slavin

**PATENT**

**Applicant:** Swanson

**Serial No.:** 09/761,981

**Filing Date:** January 17, 2001

**Title:** Fluid Cooled Apparatus For Supporting Diagnostic And Therapeutic Elements In Contact With Tissue

**Group Art Unit:** 3739

**Examiner:** Vrettakos

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO THE OFFICE ACTION DATED SEPTEMBER 23, 2002**

Sir:

In response to the Office Action dated September 23, 2002, please enter and consider the following.

**REMARKS**

**I. PRELIMINARY REMARKS**

No claims have been amended, added or canceled. Claims 1-27 remain in the application. Claims 10-27 have been withdrawn from consideration. Reexamination and reconsideration of the application are respectfully requested.

**II. REJECTION UNDER 35 U.S.C. § 112, SECOND PARAGRAPH**

Claim 2 has been rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which

**RECEIVED**

DEC 13 2002

TC 3700 MAIL ROOM